

## STATE OF SOUTH CAROLINA

## (Caption of Case)

Application of Georgia Business Net  
Telecommunications, LLC for a Certificate of Public  
Convenience and Necessity to Provide Local  
Exchange Service and Intrastate Interexchange  
Telecommunications Services within the State of  
South Carolina, for Flexible Rate Structure for Local  
Exchange Service Offerings First Approved in Docket  
No. 97-467-C and for Alternative Regulation First  
Approved in Docket No. 95-661-C

+

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

## COVER SHEET

## DOCKET

NUMBER: 2009 - 500 - C

(Please type or print)

Submitted by: John J. Pringle, Jr.

Address: Ellis, Lawhorne &amp; Sims, PA

PO Box 2285

Columbia SC 29202

SC Bar Number: 11208

Telephone: 803-343-1270

Fax: 803-799-8479

Other:

Email: jpringle@ellislawhorne.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

## DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition☐ Request for item to be placed on Commission's Agenda expeditiously☐ Other:

## INDUSTRY (Check one)

- ☐ Electric  
☐ Electric/Gas  
☐ Electric/Telecommunications  
☐ Electric/Water  
☐ Electric/Water/Telecom.  
☐ Electric/Water/Sewer  
☐ Gas  
☐ Railroad  
☐ Sewer  
☒ Telecommunications  
☐ Transportation  
☐ Water  
☐ Water/Sewer  
☐ Administrative Matter  
☐ Other: \_\_\_\_\_

## NATURE OF ACTION (Check all that apply)

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Affidavit      | <input type="checkbox"/> Letter                            | <input type="checkbox"/> Request                   |
| <input type="checkbox"/> Agreement                 | <input type="checkbox"/> Memorandum                        | <input type="checkbox"/> Request for Certification |
| <input type="checkbox"/> Answer                    | <input type="checkbox"/> Motion                            | <input type="checkbox"/> Request for Investigation |
| <input type="checkbox"/> Appellate Review          | <input type="checkbox"/> Objection                         | <input type="checkbox"/> Resale Agreement          |
| <input type="checkbox"/> Application               | <input type="checkbox"/> Petition                          | <input type="checkbox"/> Resale Amendment          |
| <input type="checkbox"/> Brief                     | <input type="checkbox"/> Petition for Reconsideration      | <input type="checkbox"/> Reservation Letter        |
| <input type="checkbox"/> Certificate               | <input type="checkbox"/> Petition for Rulemaking           | <input type="checkbox"/> Response                  |
| <input type="checkbox"/> Comments                  | <input type="checkbox"/> Petition for Rule to Show Cause   | <input type="checkbox"/> Response to Discovery     |
| <input type="checkbox"/> Complaint                 | <input type="checkbox"/> Petition to Intervene             | <input type="checkbox"/> Return to Petition        |
| <input type="checkbox"/> Consent Order             | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation               |
| <input type="checkbox"/> Discovery                 | <input type="checkbox"/> Prefiled Testimony                | <input type="checkbox"/> Subpoena                  |
| <input type="checkbox"/> Exhibit                   | <input type="checkbox"/> Promotion                         | <input type="checkbox"/> Tariff                    |
| <input type="checkbox"/> Expedited Consideration   | <input type="checkbox"/> Proposed Order                    | <input type="checkbox"/> Other: _____              |
| <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest                           |  |
| <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit             |  |
| <input type="checkbox"/> Late-Filed Exhibit        | <input type="checkbox"/> Report                            |  |

Print Form

Reset Form

# ELLIS:LAWHORNE

Carol Roof  
Direct dial: 803/779-0066  
[croof@ellislawhorne.com](mailto:croof@ellislawhorne.com)

December 30, 2009

## **FILED ELECTRONICALLY**

The Honorable Charles L.A. Terreni  
Chief Clerk  
**SC Public Service Commission**  
P.O. Drawer 11649  
Columbia, SC 29211

RE: Application of Georgia Business Net Telecommunications, LLC  
for a Certificate of Public Convenience and Necessity to Provide  
Local Exchange Service and Intrastate Interexchange  
Telecommunications Services within the State of South Carolina, for  
Flexible Rate Structure for Local Exchange Service Offerings First  
Approved in Docket No. 97-467-C and for Alternative Regulation First  
Approved in Docket No. 95-661-C  
**Docket No. 2009-500-C, Our File No. 1993-11660**

Dear Mr. Terreni:

Enclosed for filing are the Affidavits of Publication received from The State-Record  
Co, Inc. and The Greenville News in the above-referenced docket.

If you have any questions or need additional information, please do not hesitate to  
contact me.

Sincerely,

**ELLIS, LAWHORNE & SIMS, P.A.**



Carol Roof  
Paralegal

cc: F. David Butler, Esquire (via electronic mail service)  
Shannon Bowyer Hudson, Esquire (via electronic mail service)  
Roy D. Tritt, Esquire

enclosures

**NOTICE OF  
FILING AND  
HEARING**

DOCKET NO.  
2009-500-C

Georgia Business Net  
Telecommunications,  
LLC ("GABN Tel" or  
"Applicant") has filed with  
the Public Service Com-  
mission of South Caroli-  
na ("Commission") an  
Application for a Certifi-  
cate of Public Conven-  
ience and Necessity,  
pursuant to S.C. Code  
Ann. §58-9-280(B),  
authorizing Applicant to  
provide facilities-based  
and resold local  
exchange and intrastate,  
interexchange telecom-  
munications and data  
communications services  
within the State of South  
Carolina. The Applicant  
requests that the Com-  
mission regulate its local  
exchange telecommuni-  
cations services in accor-  
dance with the principles  
and procedures estab-  
lished for flexible regula-  
tion in Order No. 1998-  
165 in Docket No. 1997-  
467-C. In addition, pur-  
suant to S.C. Code Ann.  
§58-9-585, the Applicant  
requests that its long dis-  
tance service offerings  
be regulated in accor-  
dance with procedures  
established for alterna-  
tive regulation pursuant  
to Order Nos. 1995-1734  
and 1996-55 in Docket  
No. 1995-661-C, and as  
modified by Order No.  
2001-997 in Docket No.  
2000-407-C.

A copy of the Company's  
entire Application can be  
found on the Commis-  
sion's website at  
www.psc.sc.gov under  
Docket No. 2009-500-C.  
A copy of the Application  
is also available from  
John J. Pringle, Jr.,  
Esquire, Ellis, Lawhorne  
& Sims, P.A. P.O. Box  
2285, Columbia, South  
Carolina, 29202.

**PLEASE TAKE NOTICE**  
a hearing on the above  
matter has been sched-  
uled to begin at 10:00  
a.m. on Monday, March  
8, 2010, before Hearing  
Examiner David Butler,  
Esquire, in the Commis-  
sion's Law Library at 101  
Executive Center Drive,  
Saluda Building, Colum-  
bia, South Carolina  
29210.

**PLEASE BE ADVISED**  
that pursuant to South  
Carolina Code of Laws -  
Section 58-9-280, as  
amended, the Commis-  
sion will invoke the 120-  
day period allowed for  
consideration of this mat-  
ter.

THE STATE MEDIA CO., INC.

Columbia, South Carolina  
publisher of

*The State*

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

personally appeared before me, Brian Nalepa, Advertising Operations  
Manager of THE STATE, and makes oath that the advertisement,

Notice of Filing and Hearing – Docket 2009-500-C Georgia Business Net  
Telecommunications

inserted in THE STATE, a daily newspaper of general circulation published in  
City of Columbia, State and County aforesaid, in the issue(s) of

December 16, 2009

subscribed and sworn to before me

this day December 24, 2009

*Philip F. Harrison*

Notary Public

Commission expires  
March 10, 2013

"Errors- the liability of the publisher on account of errors in  
or omissions from any advertisement will in no way exceed  
the amount of the charge for the space occupied by the item in  
error, and then only for the first incorrect insertion."

Any person who wish-  
to participate in this mat-  
ter, as a party of record  
with the right of cross  
examination, should file  
a Petition to Intervene  
in accordance with the  
Commission's Rules of  
Practice and Procedure  
on or before January 19,  
2010, and indicate the  
amount of time required  
for his presentation.  
Please include an email  
address for receipt of  
future Commission cor-  
respondence in the Petition  
to Intervene. Please  
refer to Docket No. 2009-  
500-C.

Any person who wish-  
to testify and present evi-  
dence at the hearing  
should notify the Docket-  
ing Department, in writ-  
ing, at the address be-  
low, the Office of Re-  
gulatory Staff at 140  
Main Street, Suite 90  
Columbia, South Caro-  
lina 29201, and John  
Pringle, Jr., Esquire,  
at the above address, on or  
before January 19, 2010,  
and indicate the amount  
of time required for his  
presentation. Please  
refer to Docket No. 2009-  
500-C.

Any person who wishes  
to be notified of an  
change in the hearing  
but does not wish to pre-  
sent testimony or be  
party of record, may do  
so by notifying the Docket-  
ing Department, in writ-  
ing, at the address be-  
low, on or before January 19,  
2010. Please refer to  
Docket No. 2009-500-C.  
**PLEASE TAKE NOTICE**

Any person who wishes  
to have his or her com-  
ments considered as part  
of the official record of  
this proceeding MUST  
present such comments  
in person, to the Com-  
mission during the hear-  
ing.

Persons seeking infor-  
mation about the Com-  
mission's Procedure  
should contact the Com-  
mission at (803) 896-  
5100.

Public Service Commis-  
sion of South Carolina  
Attn: Docketing

Department  
Post Office Drawer  
11649  
Columbia,  
South Carolina 29211  
12/14/09

# The Greenville News

greenvilleonline.com

## Classified Advertising

Date: 12/21/2009

DEC 23 2009

ELLIS, LAWHORNE  
& SIMS, PA

Name: / ELLIS LAWHORNE & SIMS PA  
PO BOX 2285

COLUMBIA

SC 29202

Ad No: 4567180

Class: 0008 Legal Notices (News)

Rate: Legal Rates

Runs:

Wednesday, December 16, 2009 Lines: 183

## AFFIDAVIT

I, Susan F. Mullinax, being the Legal Advertising Agent for *The Greenville News*, do hereby testify that the attached legal ad was published on 183 lines as set forth above, in The Greenville News beginning on 12/16/2009 and ending on 12/16/2009

*Susan Mullinax*

Susan F. Mullinax  
Legal Advertising Agent

*Carlotta G. Bell*

Carlotta G. Bell  
Notary Public for the State of South Carolina  
My Commission Expires August 16, 2010

Post Office Box 1688 \* Greenville, SC 29602  
Phone: 864.298.4100



305 South Main Street \* Greenville, SC 29601  
Toll Free: 1.800.800.5116

4567280 PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA DOCKETING DEPARTMENT NOTICE OFFILING AND HEARING DOCKET NO. 2009-500-C Georgia Business Net Telecommunications, LLC ("GABN Tel" or "Applicant") has filed with the Public Service Commission of South Carolina ("Commission") an Application for a Certificate of Public Convenience and Necessity, pursuant to S.C. Code Ann. §58-9-280(B), authorizing Applicant to provide facilities-based and resold local exchange and intrastate, interexchange telecommunications and data communications services within the State of South Carolina. The Applicant requests that the Commission regulate its local exchange telecommunications services in accordance with the principles and procedures established for flexible regulation in Order No. 1998-165 in Docket No. 1997-467-C. In addition, pursuant to S.C. Code Ann. 58-9-585, the Applicant requests that its long distance service offerings be regulated in accordance with procedures established for alternative regulation pursuant to Order Nos. 1995-1734 and 1996-55 in Docket No. 1995-661-C, and as modified by Order No. 2001-997 in Docket No. 2000-407-C. A copy of the Company's entire Application can be found on the Commission's website at [www.psc.sc.gov](http://www.psc.sc.gov) under Docket No. 2009-500-C. A copy of the Application is also available from John J. Pringle, Jr., Esquire, Ellis, Lawhorne & Sims, P.A. P.O. Box 2285, Columbia, South Carolina, 29202. PLEASE TAKE NOTICE a hearing on the above matter has been scheduled to begin at 10:00 a.m. on Monday, March 8, 2010, before Hearing Examiner David Butler, Esquire, in the Commission's Law Library at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210. PLEASE BE ADVISED that pursuant to South Carolina Code of Laws - Section 58-9-280, as amended, the Commission will invoke the 120-day period allowed for consideration of this matter. Any person who wishes to participate in this matter, as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before January 19, 2010, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. Please refer to Docket No. 2009-500-C. Any person who wishes to testify and present evidence at the hearings should notify the Docketing Department, in writing, at the address below, the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201, and John J. Pringle, Jr., Esquire, at the above address, on or before January 19, 2010, and indicate the amount of time required for his presentation. Please refer to Docket No.

2009-500-C. Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before January 19, 2010. Please refer to Docket No. 2009-500-C. PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of this proceeding MUST present such comments, in person, to the Commission during the hearing. Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100. Public Service Commission of South Carolina Attn: Docketing Department Post Office Drawer 11649 Columbia, South Carolina 29211 12/14/09

**THANK YOU FOR YOUR ADVERTISEMENT!**

If I can be of further assistance, please call : Susan  
4229